

**THE  
GREENBRIER  
COMPANIES**

The Greenbrier Companies

One Centerpointe Drive Suite 200  
Lake Oswego Oregon 97035  
503 684 7000

January 15, 1991

1-018A025

17207

RECORDATION NO. \_\_\_\_\_ FILED 1425

JAN 18 1991 -3 15 PM

INTERSTATE COMMERCE COMMISSION

Ms. Mildred Lee  
Recordation  
Interstate Commerce Commission  
Room 2303  
12th and Constitution Avenues, N.W.  
Washington, D.C. 20423

Dear Ms. Lee:

Enclosed for recordation pursuant to the provisions of 49 U.S.C. Section 11303(a) are three (3) originals and two (2) photocopies of a Memorandum of Lease Agreement dated as of September 21, 1990, a primary document as defined in the Rules for the Recordation of Documents, 49 C.F.R. Section 1177.

The names and addresses of the parties to the enclosed document are:

Lessor: Greenbrier Railcar, Inc.  
One Centerpointe Drive, Suite 200  
Lake Oswego, Oregon 97035

Lessee: McCain Foods, Inc.  
Easton Road  
Easton, Maine 04740

A description of the railroad equipment covered by the enclosed document is:

Thirty (30) 60-foot, 100-ton boxcars equipped with a CO<sub>2</sub> cryogenic refrigeration system bearing marks and numbers GBRX 20100 through GBRX 20129, inclusive.

Also enclosed is a payment of \$15 payable to the order of the Interstate Commerce Commission covering the required recordation fee.

JAN 18 3 01 PM '91  
MOTOR OPERATING UNIT

Ms. Mildred Lee  
January 15, 1991  
Page 2

Kindly return stamped copies of the enclosed document not needed for your files to Ms. Janet E. Hudson, Administrative Assistant, The Greenbrier Companies, One Centerpointe Drive, Suite 200, Lake Oswego, Oregon 97035. A short summary of the enclosed primary document to appear in the Commission's Index is:

Memorandum of Lease Agreement dated as of September 21, 1990 between Greenbrier Railcar, Inc., Lessor and McCain Foods, Inc. Lessee, covering thirty (30) 60-foot, 100-ton boxcars equipped with a CO<sub>2</sub> cryogenic refrigeration system bearing marks and numbers GBRX 20100 through GBRX 20129, inclusive.

Sincerely,

Janet E. Hudson  
Administrative Assistant

jeh  
Enclosure

cc: Charles T. Kappler, Esq.

**Interstate Commerce Commission**  
Washington, D.C. 20423

1/24/91

OFFICE OF THE SECRETARY

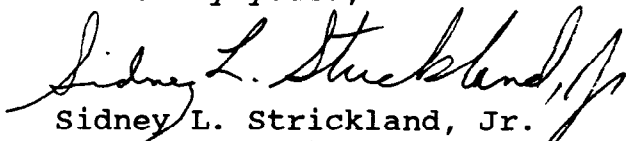
Janet E. Hudson  
The Greenbrier Companies  
One Centerpointe Drive Suite 200  
Lake Oswego, Oregon 97035

Dear Sir:

The enclosed document(s) was recorded pursuant to the provisions of Section 11303 of the Interstate Commerce Act, 49 U.S.C. 11303, on 1/18/91 at 3:15pm, and assigned recordation number(s).

17207

Sincerely yours,

  
Sidney L. Strickland, Jr.  
Secretary

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JAN 18 1991 -3 12 PM  
INTERSTATE COMMERCE COMMISSION

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MEMORANDUM OF LEASE AGREEMENT

BETWEEN

GREENBRIER RAILCAR, INC. ("LESSOR")

AND

MCCAIN FOODS, INC. ("LESSEE")

SEPTEMBER 21, 1990

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Memorandum of a Lease Agreement made and entered into as of September 21, 1990 by and between Greenbrier Railcar, Inc., a Delaware corporation, ("Lessor") and McCain Foods Inc., a Maine corporation ("Lessee").

WITNESSETH:

1. Lessor has agreed to furnish to Lessee, and Lessee has agreed to lease from Lessor thirty (30) 60-foot, 100-ton boxcars equipped with a CO<sub>2</sub> cryogenic refrigeration system bearing marks and numbers as follows:

GBRX 20100 through GBRX 20129, inclusive

2. The Lease Agreement shall be effective as of the date first set forth hereinabove and shall be subject to the lease term, as described in the Lease Agreement.

IN WITNESS WHEREOF, the parties hereto have caused this instrument to be signed and sealed by their respective corporate officers as of the date and year first above written.

GREENBRIER RAILCAR, INC.

By: Norriss M. Webb, V.P.

MCCAIN FOODS, INC.

By: Grant A. Gorkate  
Don H. Webb

STATE OF OREGON )

) ss.

COUNTY OF CLACKAMAS )

On this 15 day of January, 1991, before me personally appeared Norriss M. Webb, to me personally known, who being by me duly sworn, says that he is the Vice President of Greenbrier Railcar, Inc. that the foregoing instrument was signed on behalf of said corporation, and he acknowledged that the execution of the said instrument was his free act and deed.

Janet E. Hudson  
NOTARY PUBLIC

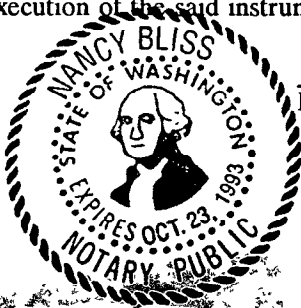
My commission expires:

STATE OF Washington )

) ss.

COUNTY OF \_\_\_\_\_ )

On this 10 day of Jan., 1991, before me personally appeared Tav Robinson, to me personally known, who being by me duly sworn, says that he is the President of McCain Foods, Inc. that the foregoing instrument was signed on behalf of said corporation, and he acknowledged that the execution of the said instrument was his free act and deed.



Nancy Bliss  
NOTARY PUBLIC

My commission expires:

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